

MR01

Particulars of a charge



Companies House

110712/E13

A fee is payable with this form
Please see 'How to pay' on the
last page

You can use the WebFiling service to file this form online
Please go to www.companieshouse.gov.uk

☒ **What this form is for**
You may use this form to register
a charge created or evidenced by
an instrument

☐ **What this form is NOT for**
You may not use this form to
register a charge where the
instrument Use form MRC

THURSDAY



LD3 *L315000P* 06/02/2014 #100
COMPANIES HOUSE

This form must be delivered to the Registrar for registration within
21 days beginning with the day after the date of creation of the charge. If
delivered outside of the 21 days it will be rejected unless it is accompanied by a
court order extending the time for delivery



You must enclose a certified copy of the instrument with this form. This will be
scanned and placed on the public record

1	Company details
Company number	0 6 5 9 0 2 9 9
Company name in full	David Lloyd Leisure Properties No 4 Limited

8	For official use
→ Filing in this form Please complete in typescript or in bold black capitals All fields are mandatory unless specified or indicated by *	

2	Charge creation date
Charge creation date	d 0 4 m 0 2 y 2 0 y 1 4

3 Names of persons, security agents or trustees entitled to the charge

Please show the names of each of the persons, security agents or trustees
entitled to the charge

Name Trimont Real Estate Advisors B V , De Wel 14-16, 3871 M V
Hoevenaken, the Netherlands (the "Security Agent")

Name

Name

Name

If there are more than four names, please supply any four of these names then
tick the statement below

☐ I confirm that there are more than four persons, security agents or
trustees entitled to the charge

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Description

Please give a short description of any land (including buildings), ship, aircraft or intellectual property registered (or required to be registered) in the UK which is subject to this fixed charge or fixed security

Continuation page

Please use a continuation page if you need to enter more details

Description

Slideslow Drive, Bromsgrove, B60 1GJ Title number WR112762

Kidbrooke Park Road, Weigall Road, London SE12 8HF Title number SGL483666

Hartspring Lane, Bushey, Watford, Hertfordshire, WD23 2DL Title number HD297806

5

Fixed charge or fixed security

Does the instrument include a fixed charge or fixed security over any tangible or intangible (or in Scotland) corporeal or incorporeal property not described above? Please tick the appropriate box

☐ Yes

☒ No

6

Floating charge

Is the instrument expressed to contain a floating charge? Please tick the appropriate box

☐ Yes Continue

☒ No Go to **Section 7**

Is the floating charge expressed to cover all the property and undertaking of the company?

☐ Yes

7

Negative Pledge

Do any of the terms of the charge prohibit or restrict the chargor from creating any further security that will rank equally with or ahead of the charge? Please tick the appropriate box

☒ Yes

☐ No

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Trustee statement ¹

You may tick the box if the company named in Section 1 is acting as trustee of the property or undertaking which is the subject of the charge

☐

¹ This statement may be filed after the registration of the charge (use form MR06)

9

Signature

Please sign the form here

Signature

Signature

X *Clifford Chance LLP* X

This form must be signed by a person with an interest in the charge

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Particulars of a charge



Presenter information

We will send the certificate to the address entered below. All details given here will be available on the public record. You do not have to show any details here but, if none are given, we will send the certificate to the company's Registered Office address.

Contact name E Carr-Fanning (70-40555822)

Company name Clifford Chance LLP

Address 10 Upper Bank Street

Post town London

County/Region

Postcode E 1 4 5 J J

Country United Kingdom

DX 149120 Canary Wharf 3

Telephone 020 7006 1000



Certificate

We will send your certificate to the presenter's address if given above or to the company's Registered Office if you have left the presenter's information blank.



Checklist

We may return forms completed incorrectly or with information missing

Please make sure you have remembered the following:

- ☐ The company name and number match the information held on the public Register
- ☐ You have included a certified copy of the instrument with this form
- ☐ You have entered the date on which the charge was created
- ☐ You have shown the names of persons entitled to the charge
- ☐ You have ticked any appropriate boxes in Sections 3, 5, 6, 7 & 8
- ☐ You have given a description in Section 4, if appropriate
- ☐ You have signed the form
- ☐ You have enclosed the correct fee
- ☐ Please do not send the original instrument, it must be a certified copy



Important information

Please note that all information on this form will appear on the public record



How to pay

A fee of £13 is payable to Companies House in respect of each mortgage or charge filed on paper

Make cheques or postal orders payable to 'Companies House'



Where to send

You may return this form to any Companies House address. However, for expediency, we advise you to return it to the appropriate address below

For companies registered in England and Wales:

The Registrar of Companies, Companies House,
Crown Way, Cardiff, Wales, CF14 3UZ
DX 33050 Cardiff

For companies registered in Scotland:

The Registrar of Companies, Companies House,
Fourth floor, Edinburgh Quay 2,
139 Fountainbridge, Edinburgh, Scotland, EH3 9FF
DX ED235 Edinburgh 1
or LP - 4 Edinburgh 2 (Legal Post)

For companies registered in Northern Ireland

The Registrar of Companies, Companies House,
Second Floor, The Linenhall, 32-38 Linenhall Street,
Belfast, Northern Ireland, BT2 8BG
DX 481 N R Belfast 1



Further information

For further information, please see the guidance notes on the website at www.companieshouse.gov.uk or email enquiries@companieshouse.gov.uk

This form is available in an alternative format. Please visit the forms page on the website at www.companieshouse.gov.uk



FILE COPY

CERTIFICATE OF THE REGISTRATION OF A CHARGE

Company number: 6590299

Charge code: 0659 0299 0008

The Registrar of Companies for England and Wales hereby certifies that a charge dated 4th February 2014 and created by DAVID LLOYD LEISURE PROPERTIES NO 4 LIMITED was delivered pursuant to Chapter A1 Part 25 of the Companies Act 2006 on 6th February 2014.

DX

Given at Companies House, Cardiff on 10th February 2014



Companies House



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**

**C L I F F O R D
C H A N C E**

CLIFFORD CHANCE LLP

DATED 4 February 2014

THE PERSONS LISTED IN SCHEDULE 1
AS CHARGORS

IN FAVOUR OF

TRIMONT REAL ESTATE ADVISORS B.V.
AS THE SECURITY AGENT

LEGAL CHARGE
RELATING TO THE PROPERTIES LISTED IN
SCHEDULE 2

We hereby certify this
to be a true copy of the
original.
Signed Clifford Chance LLP

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THIS CHARGE is made by way of deed on 4 February 2014

BY:

(1) **THE PERSONS** listed in Schedule 1 (*The Chargors*) (each a "Chargor"),

in favour of:

(2) **TRIMONT REAL ESTATE ADVISORS B.V.** as trustee for itself and each of the other Secured Parties (the "Security Agent").

THIS DEED WITNESSES as follows:

1. LEGAL CHARGE

Each Chargor charges with full title guarantee in favour of the Security Agent (as trustee for itself and the other Secured Parties), for the payment and discharge of the Secured Obligations, by way of first legal mortgage, the freehold and leasehold property specified against its name in Schedule 2 (*Mortgaged Property*) (the "Mortgaged Property").

2. IMPLIED COVENANTS FOR TITLE

The covenants set out in Sections 3(1), 3(2) and 6(2) of the Law of Property (Miscellaneous Provisions) Act 1994 will not extend to Clause 1 (*Legal charge*).

Except as disclosed in any Report, any certificate of title or report on title which is delivered to a Secured Party, it shall be implied in respect of Clause 1 (*Legal charge*) that each Chargor is disposing of the Mortgaged Property free from all charges and incumbrances (whether monetary or not) and from all other rights exercisable by third parties (including liabilities imposed and rights conferred by or under any enactment).

3. APPLICATION TO THE LAND REGISTRY

Each Chargor consents to an application being made to the Land Registry to enter the following restriction in the Proprietorship Register of any registered land forming part of the Mortgaged Property:

"No disposition of the registered estate by the proprietor of the registered estate, or by the proprietor of any registered charge, not being a charge registered before the entry of this restriction, is to be registered without a written consent signed by the proprietor for the time being of the charge dated [•] in favour of Trimont Real Estate Advisors B.V. referred to in the charges register or their conveyancer."

4. RESTRICTIONS ON DEALINGS

Except where agreed in writing by the Security Agent or to the extent permitted under the Facility Agreement, no Chargor will at any time during the Security Period create or permit to subsist any Security over all or any part of the Mortgaged Property or dispose of or otherwise deal with any part of the Mortgaged Property.

5. **FURTHER LOANS**

Subject to the terms of the Facility Agreement, each Lender is under an obligation to make further Loans to each Chargor and that obligation will be deemed to be incorporated in this Legal Charge as if set out in this Legal Charge. Each Chargor consents to an application being made to the Land Registry to enter the obligation to make further Loans on the Charges Register relating to the Mortgaged Property.

6. **GOVERNING LAW**

This Legal Charge and all non-contractual obligations arising out of or in connection with it are governed by English law.

THIS CHARGE has been executed as, and is intended to take effect as, a deed by each Chargor and has been signed by Security Agent on the date written on the first page of this Legal Charge.

**SCHEDULE 1
THE CHARGORS**

No.	Name	Jurisdiction	Company Number
1.	David Lloyd Leisure Properties No. 1 Limited	England and Wales	06326072
2.	David Lloyd Leisure Properties No. 2 Limited	England and Wales	06590073
3.	David Lloyd Leisure Properties No. 3 Limited	England and Wales	06590088
4.	David Lloyd Leisure Properties No. 4 Limited	England and Wales	06590299

**SCHEDULE 2
MORTGAGED PROPERTY**

No.	Chargor Name	Property Description	Title Number
1.	David Lloyd Leisure Properties No. 1 Limited	Airlinks Golf Course, Southall Lane, Hounslow, Middlesex, TW5 9PE	AGL3794
2.	David Lloyd Leisure Properties No. 2 Limited	Greenford Road, Greenford, Middlesex, UB6 0HX	AGL55327
3.	David Lloyd Leisure Properties No. 2 Limited	Roding Lane, Buckhurst Hill, Chigwell, IG9 6BJ	EX468792
4.	David Lloyd Leisure Properties No. 3 Limited	Barton Embankment, Trafford Park, Manchester, M17 8RH	GM824633
5.	David Lloyd Leisure Properties No. 4 Limited	Slideslow Drive, Bromsgrove, B60 1GJ	WR112762
6.	David Lloyd Leisure Properties No. 4 Limited	Kidbrooke Park Road, Weigall Road, London, SE12 8HF	SGL483666
7.	David Lloyd Leisure Properties No. 4 Limited	Hartspring Lane, Bushey, Watford, Hertfordshire, WD23 2DL	HD297806

EXECUTION PAGE

Chargors

EXECUTED as a DEED by
DAVID LLOYD LEISURE PROPERTIES)
NO. 1 LIMITED)



Director

Name: **IMB HARRIS**

in the presence of:

..... **L.A. Robbins** Signature of witness
..... **L.A. ROBBINS** Name of witness
..... **26 APOLLO CLOSE** Address of witness
..... **DUNSTABLE**
..... **LU5 4AQ**

EXECUTED as a DEED by
DAVID LLOYD LEISURE PROPERTIES)
NO. 2 LIMITED)



Director

Name: **IMB HARRIS**

in the presence of:

..... **L.A. Robbins** Signature of witness
..... **L.A. ROBBINS** Name of witness
..... **26 APOLLO CLOSE** Address of witness
..... **DUNSTABLE**
..... **LU5 4AQ**

EXECUTED as a DEED by)
DAVID LLOYD LEISURE PROPERTIES)
NO. 3 LIMITED)



Director

Name: IMB HARRIS

in the presence of:

L.A. Robbins.....

Signature of witness

L.A. Robbins.....

Name of witness

26 Apollo Close.....

Address of witness

Dunstable.....

H15 4AQ.....

EXECUTED as a DEED by)
DAVID LLOYD LEISURE PROPERTIES)
NO. 4 LIMITED)



Director

Name: IMB HARRIS

in the presence of:

L.A. Robbins.....

Signature of witness

L.A. Robbins.....

Name of witness

26 Apollo Close.....

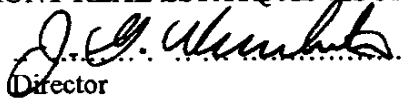
Address of witness

Dunstable.....

H15 4AQ.....

Security Agent

TRIMONT REAL ESTATE ADVISORS B.V.

By: 
Director